IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

TUESDAY THE TWELFTH DAY OF SEPTEMBER
TWO THOUSAND AND SIX
: PRESENT:
THE HON'BLE SRI.JUSTICE: **BILAL NAZKI**

SECOND APPEAL No.466 of 2006

(Appeal under section 100 of CPC against the judgment and decree in A.S.No.253 of 2004 on the file of the Court of the XIV Additional Chief Judge (FTC), City Civil Court, Hyderabad, dated 23-3-2006 preferred against the order in O.S.No.1539 of 2001 on the file of the Court of the VII Junior Civil Judge, City Civil Court, Hyderabad, dated 26-04-2004)

Between:
Polu Gopal Rao s/o late P.Balaiah, Occ: Retired Employee, R/o. H.No.2-2-783, Amberpet, Hyderabad.

Appellant

AND

Polu Srinivas S/o Late P.Balaiah, R/o. H.No.2-2-773, Amberpet, Hyderabad.

Respondent

The appeal coming on for hearing, upon perusing the petition and the memo of grounds filed in support thereof and the order of the High Court dated 25-04-2006, 16-06-2006 and 8-9-2006 made herein and upon hearing the arguments of Sri G. Dhananjay, Advocate for the Appellant and of Sri V.Rajendra Babu, Advocate for the Respondent, the Court made the following

ORDER:

"On 16th June, 2006, this Court allowed the respondent to move an application for vacation of the stay granted by the Civil Judge, City Civil Courts, Hyderabad, in O.S.No.29 of 2006 and I.A.No.103 of 2006. It was further directed that if such an application was made, it shall be decided within two days. Three months have passed, but the application has not been decided. This Court has been informed that almost continuously the Presiding Officer remained on leave as he had to undergo surgery. The Presiding Officer is still on leave and he is likely to resume his duty after another two weeks.

In this view of the matter, O.S.No.29 of 2006 is ordered to be transferred to some other Court nominated by the Chief Judge, City Civil Courts, Hyderabad.

The Chief Judge, City Civil Courts, Hyderabad, shall nominate a Judge and transfer O.S.No.29 of 2006 to his Court within two days. The Interlocutory Application filed by the respondent shall be decided by the transferee Court within a week thereafter.

List after two weeks."

Sd/-M. SIVANARAYANA
ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Chief Judge, City Civil Courts, Hyderabad **(BY SPL.MESSENGER)(along with a copy of petition and grounds)**

Copy to

2. The Registrar, (Judicial), High Court of A.P., Hyderabad
3. The XIX Junior Civil Judge, City Civil Courts, Hyderabad
4. The XIV Additional Chief Judge (FTC), City Civil Court, Hyderabad.
5. The VII Junior Civil Judge, City Civil Court, Hyderabad
6. The Section Officer, V.R. Section, High Court of A.P., Hyderabad.
7. The Section Officer, Second Appeal Section, High Court of A.P., Hyderabad
8. One CC to Sri SriG. Dhananjay, Advocate (OPUC)
9. One CC to Sri V. Rajaender Babu, Advocate (OPUC)
10. One Spare Copy.

KK

HIGH COURT

BNJ

DT: 12--09-2006

NOTE: LIST AFTER TWO WEEKS

ORDER

S.A. NO. 466 OF 2006

DIRECTION

Drafted by: KK
Drafted on: 12-9-2006

HIGH COURT

BNJ

DT: 12--09-2006

NOTE: LIST AFTER TWO WEEKS

ORDER

S.A. NO. 466 OF 2006

DIRECTION